

1
2
3
4
5
6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

8 LINKSMART WIRELESS
9 TECHNOLOGY, LLC,

10 Plaintiff(s),

11 vs.

12 MGM Resorts International,

13 Defendant(s).
14

Case #2:18-cv-00867-MMD-NJK

VERIFIED PETITION FOR
PERMISSION TO PRACTICE
IN THIS CASE ONLY BY
ATTORNEY NOT ADMITTED
TO THE BAR OF THIS COURT
AND DESIGNATION OF
LOCAL COUNSEL

FILING FEE IS \$250.00

15
16 Neil J. McNabney, Petitioner, respectfully represents to the Court:
(name of petitioner)

17 1. That Petitioner is an attorney at law and a member of the law firm of

18 Fish & Richardson

19 (firm name)

20 with offices at 1717 Main Street, Suite 5000,
(street address)

21 Dallas

22 (city)

Texas

(state)

75201

(zip code)

23 214-747-5070

(area code + telephone number)

mcnabney@fr.com

(Email address)

24 2. That Petitioner has been retained personally or as a member of the law firm by

25 MGM Resorts International

26 [client(s)]

to provide legal representation in connection with

27 the above-entitled case now pending before this Court.
28

3. That since 11/07/1997, Petitioner has been and presently is a
(date)
member in good standing of the bar of the highest Court of the State of Texas
(state)
where Petitioner regularly practices law. Petitioner shall attach a certificate from the state bar or
from the clerk of the supreme court or highest admitting court of each state, territory, or insular
possession of the United States in which the applicant has been admitted to practice law certifying
the applicant's membership therein is in good standing.

4. That Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

Court	Date Admitted	Bar Number
State of Texas	11/07/1997	24002583
USDC - Eastern District of Texas	12/07/2001	24002583
USDC - Northern District of Texas	01/13/1998	24002583
USDC - Southern District of Texas	12/11/2001	24002583
USDC - Western District of Texas	04/04/2002	24002583
USDC - Northern District of Illinois	08/26/2013	24002583
USCA - Federal Circuit	02/09/2012	24002583

5. That there are or have been no disciplinary proceedings instituted against petitioner, nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or administrative body, or any resignation or termination in order to avoid disciplinary or disbarment proceedings, except as described in detail below:

None

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

6.

That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars if ever denied admission):

None

7.

That Petitioner is a member of good standing in the following Bar Associations.

State Bar of Texas

8.

Petitioner has filed application(s) to appear as counsel under Local Rule IA 11-2 (formerly LR IA 10-2) during the past three (3) years in the following matters: (State "none" if no applications.)

Date of Application	Cause	Title of Court Administrative Body or Arbitrator	Was Application Granted or Denied
None			

(If necessary, please attach a statement of additional applications)

9.

Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

10.

Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

11.

Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

3

Rev. 5/16

1 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
2 FOR THE PURPOSES OF THIS CASE ONLY.

Neil McNabney

Petitioner's signature

3
4 STATE OF Texas)
5 COUNTY OF Dallas)
6

7 Neil J. McNabney, Petitioner, being first duly sworn, deposes and says:

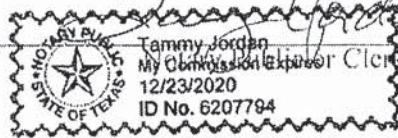
8 That the foregoing statements are true.

Neil McNabney

Petitioner's signature

9
10 Subscribed and sworn to before me this

11 10th day of August, 2018.



16 **DESIGNATION OF RESIDENT ATTORNEY ADMITTED TO**
17 **THE BAR OF THIS COURT AND CONSENT THERETO.**

18 Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner
19 believes it to be in the best interests of the client(s) to designate Patrick G. Byrne,
20 (name of local counsel)
21 Attorney at Law, member of the State of Nevada and previously admitted to practice before the
22 above-entitled Court as associate resident counsel in this action. The address and email address of
23 said designated Nevada counsel is:

24 Snell & Wilmer L.L.P., 3883 Howard Hughes Parkway, Suite 1100,

(street address)

25 Las Vegas,

(city)

Nevada,

(state)

89169,

(zip code)

26 (702) 784-5200,

(area code + telephone number)

pbyrne@swlaw.com

(Email address)

1 By this designation the petitioner and undersigned party(ies) agree that this designation constitutes
2 agreement and authorization for the designated resident admitted counsel to sign stipulations
3 binding on all of us.
4

5 **APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

6
7 The undersigned party(ies) appoint(s) Patrick G. Byrne as
8 his/her/their Designated Resident Nevada Counsel in this case.
9 (name of local counsel)

10 Thomas Fleiss
11 (party's signature) SVP-Legal Counsel
12 NGM Resorts International
13 (type or print party name, title)

14 _____
15 (party's signature)

16 _____
17 (type or print party name, title)

18 **CONSENT OF DESIGNEE**

19 The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

20 [Signature]
21 Designated Resident Nevada Counsel's signature

22 #7636 pbyrne@swlaw.com
23 Bar number Email address

24 APPROVED:

25 Dated: this 23rd day of August, 2018.

26 [Signature]
27 UNITED STATES DISTRICT JUDGE

The Supreme Court of Texas

AUSTIN

CLERK'S OFFICE

I, **BLAKE HAWTHORNE**, Clerk of the Supreme Court of Texas, certify that the records of this office show that

Neil Joseph McNabney

was duly admitted and licensed as an attorney and counselor at law by the Supreme Court of Texas on the 7th day of November, 1997.

I further certify that the records of this office show that, as of this date

Neil Joseph McNabney

is presently enrolled with the State Bar of Texas as an active member in good standing.

IN TESTIMONY WHEREOF witness my signature



and the seal of the Supreme Court of Texas at the City of Austin, this, the 23th day of July, 2018.

BLAKE HAWTHORNE, Clerk

Blake A. Hawthorne
Clerk, Supreme Court of Texas

No. 8433C.1